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Attorney for Defendants
Doe/Klim and Doe/Skywalker

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ART OF LIVING FOUNDATION, a
California corporation,

Plaintiff,

v.

DOES 1-10, inclusive,

Defendants.

Case No.: CV 10-5022-LHK

**REQUEST FOR JUDICIAL NOTICE
OF DEFENDANTS DOE/KLIM AND
DOE/SKYWALKER**

Date: May 12, 2011

Time: 1:30 pm

Judge: Hon. Lucy H. Koh

Courtroom: 4

Defendants Doe/Klim and Doe/Skywalker, in support of their Motion to Dismiss, Special Motion to Strike, and Motion to Quash, respectfully request that the Court take judicial notice pursuant to Federal Rule of Evidence 201 of the following:

1. That the Official Website of the Office of his Holiness Sri Sri Ravi Shankar, found at the following URL: <http://srisriravishankar.org/service-organizations>, a copy of which webpage is attached hereto as **Exhibit A**¹ lists the “service organizations “ that he has founded as including the Art of Living Foundation, and further describes it as follows:

The Art of Living Foundation, a nonprofit educational and humanitarian organization, was founded by Sri Sri in 1981. The Foundation has chapters in more than 140 countries and its sustainable development projects, trauma-relief and self-development programs have benefited more than 25 million people around the world. By nurturing the spirit of service and compassion in every individual, the Foundation seeks to build a global society that is free of stress and violence.

2. That the Official Website of the Office of his Holiness Sri Sri Ravi Shankar, (on the same URL page <http://srisriravishankar.org/service-organizations>, lists a number of other service organizations founded by him, and provides hyperlinks to URLs describing such organizations, copies of which are attached hereto, as well as a link entitled Media Relations, which contains a listing of “press releases,” the most recent of which are attached hereto (others being available at the hyperlink “archives”), as well as a hyperlink to a downloadable “press kit,” which is also attached hereto – all of which are attached hereto as **Exhibit B**.

3. Of Plaintiff’s Articles of Incorporation and Amended Bylaws and other documents on file with the California Secretary of State, a copy of which is which are attached hereto as **Exhibit C-1**, and that the amended bylaws state in Article 2, among other purposes of the Corporation is “to provide funds, materials, volunteers, and/or other resources for international relief efforts through various organizations including the AOL Foundations worldwide, the AOL International Organization, the International

¹ In some cases the formatting of web pages in Exhibits may differ from their appearance when viewed on a particular web browser. This is an artifact of the process of converting to character-readable PDF, and, as well, serves the purpose of producing a copy of the text of the webpage in which the text size is more comfortably legible when converted to standard 8.5 by 11 inch documents for filing in court.

1 *Association for Human Values, the VVM Organization, and various Trusts established*
 2 *for that purpose;* and that Plaintiff's website at [http://us.artofliving.org/content-press-](http://us.artofliving.org/content-press-articles)
 3 [articles](http://us.artofliving.org/content-press-articles) contains numerous press releases concerning Plaintiff, copies of which are
 4 attached hereto as ***Exhibit C-2***;

5 4. That the following articles (and comments thereto)² were published on the Leaving the
 6 Art of Living Blog (LAOL), all of which are located on the Internet at
 7 <http://www.artoflivingfree.blogspot.com> (see specific dates and times for specific
 8 articles and comments thereto), and that the statements referred to in the Complaint
 9 appeared therein, more specifically as follows:

- 10 a. The article entitled *The one million dollar question: where do all the millions*
 11 *go?* posted by AoL-Free on December 9, 2009 at 10:33 PM, a true and correct
 12 copy of which is attached hereto as ***Exhibit D1***.
- 13 b. The article entitled *Sudarshan Kriya: FREEING or FRYING the mind?* Posted
 14 by AoL-Free on December 23, 2009 at 3:59 PM, as well as the comments
 15 thereto, a true and correct copy of which is attached hereto as ***Exhibit D2***.
- 16 c. The article entitled *The 3 letter unspoken word: S E X*, posted by AoL-Free at
 17 9:40 PM on January 27, 2010, , a true and correct copy of which is attached
 18 hereto as ***Exhibit D3***; and that ***Statement D*** appears in the 6th paragraph therein
 19 [rjn112], and ***Statement E*** in the 5th paragraph [rjn111].
- 20 d. The article entitled *"I said YES. This was my mistake, I agree."*, listing as its
 21 author "JOSH," posted by AoL-Free on April 12, 2010 at 5:21 PM a true and
 22 correct copy of which is attached hereto as ***Exhibit D4***; and that ***Statement P***
 23 appears in a comment posted thereto by Peaceful Warrior on April 19, 2010 at
 24 6:45 PM [rjn132].
- 25 e. The article entitled *Eaten Up By My Own Mind (part I: Anonymity and*
 26

27 ² Blog articles are copied in their entirety, together with comments following in chronological order, in each instance with
 28 comments cut off at some chronological point, generally at the point of the last comment cited in the brief. Counsel has
 highlighted the Statements as well as other matter relevant to the arguments made in the briefs.

1 *Confrontation*) listing as its author “NICK,” posted by AoL-Free on April 23,
 2 2010 at 3:57 PM. a true and correct copy of which is attached hereto as **Exhibit**
 3 **D5**; and that **Statement J** appears in a comment posted thereto by
 4 “Whistleblower” on April 25, 2010 at 11:11 PM [rjn 147-48].

5 f. The article entitled *A Full-Timer Night’s Dream*, listing as its author “KLIM”
 6 posted by AoL-Free on May 24, 2010 at 11:05 PM. a true and correct copy of
 7 which is attached hereto as **Exhibit D6**; and that **Statement G** appears in a
 8 comment posted thereto by “Anonymous” on May 25, 2010 at 1:33 PM
 9 [rjn156-57].

10 g. The article entitled *Run, Forrest! Run!!!!*, listing as its author “KLIM,” posted
 11 by AoL-Free on May 28, 2010 at 12:25 PM. a true and correct copy of which is
 12 attached hereto as **Exhibit D7**; and that **Statement I** appears in the 10th
 13 paragraph therein [rjn167];

14 h. The article entitled *Liar, liar, pants on fire!* posted by AoL-Free on May 30,
 15 2010 at 3:57 PM. a true and correct copy of which is attached hereto as **Exhibit**
 16 **D8**; that **Statement A** appears in the 8rd paragraph thereto [rjn174], **Statement B**
 17 in the 4th paragraph [rjn174], **Statement M** in a comment posted thereto by
 18 WhistleBlower on May 30, 2010 at 9:44 PM [rjn181], and **Statement R** in a
 19 comment posted by Klim & Co. on May 31, 2010 at 7:30 AM [rjn193]; and that
 20 the article references and hyperlinks to a story in the Times of India if May 31,
 21 2010 entitled “Sri Sri Ravi Shankar escapes bid on life as man fires at car”, a
 22 true and correct copy of which is attached hereto as **Exhibit D8a** [rjn201].

23 5. That the following articles and comments were published on the Beyond the Art of
 24 Living (BAOL), all of which are located on the Internet at aolfree.wordpress.com (see
 25 specific dates and times for specific articles and comments thereto), and that the
 26 statements referred to in the Complaint appeared therein, more specifically as follows:

27 a. The article entitled *AOL illegal financial practices*, listing as its author
 28 “aolwhistleblower” posted June 30, 2010. a true and correct copy of which is

attached hereto as **Exhibit E1**; and that **Statement F** appears in a comment posted thereto by “answer@freefall” on May 25, 2010 at 1:33 PM [rjn218],

b. The article entitled *The AOL Trance is Broken* listing as its author “Former AOL Patient” posted July 4, 2010, a true and correct copy of which is attached hereto as **Exhibit E2**; and that **Statement Q** appears in the 4th paragraph therein [rjn219];

c. The article entitled *A Letter of Concern*, listing as its author “Ann Godwin,” posted on July 29, 2010 a true and correct copy of which is attached hereto as **Exhibit E3**.

d. The article entitled *An Ex-Teacher’s Reply to Ann*, listing as its author “Anonymous” posted August 2, 2010. a true and correct copy of which is attached hereto as **Exhibit E4**; and that **Statement H** appears in the 9th paragraph therein [rjn229];

e. The article entitled *No knowledge is worth your freedom!*, listing as its author “aolwhistleblower” posted August 7, 2010. a true and correct copy of which is attached hereto as **Exhibit E5**; and that **Statement N** [rjn237] appears in a comment posted thereto by “Ronin” on August 9, 2010 at 3:46 PM;

f. The article entitled *His Holiness Grand Delusion*, listing as its author “aolwhistleblower” posted August 14, 2010. a true and correct copy of which is attached hereto as **Exhibit E6**; and that **Statement K** appears in the 6th paragraph therein [rjn239], and that the article hyperlinks (paragraph 3) to “a recent circular issued by AOL to invite AOL members worldwide to a gathering in Berlin,” a true and correct copy of which document is attached hereto as **Exhibit E6a** [rjn242];

g. The article entitled *JGD, someone is peeing in his pants*, listing as its author “OMFG” posted August 22, 2010. a true and correct copy of which is attached hereto as **Exhibit E7**; and that **Statement C** appears in a comment posted thereto by “WhistleBlower” on August 23, 2010 at 12:16 AM [rjn246], and that

the article contains a link (the following URL:

<http://artoflivinglifestories.blogspot.com/>), in the first paragraph to an article entitled *Kamlesh Barwall Art of Living Experiences* a true and correct copy of which is attached herein as **Exh. E7a** [rjn248];

- h. The article entitled *DISGRUNTLED SWAMIJI speaks up for his Master, again!*, listing as its author “aolwhistleblower” posted August 25, 2010. a true and correct copy of which is attached hereto as **Exhibit E8**; and that **Statement L** (which is the same as **Statement O**) appears in a comment posted thereto by “anonymous” on August 27, 2010 at 12:48 PM [rjn289];
- i. The article entitled *Can We Help to Save The Art of Living*, listing as its author “The Doctor” posted September 2, 2010. a true and correct copy of which is attached hereto as **Exhibit E9**; and that **Statement S** appears in a comment posted thereto by “Peaceful Warrior” on September 4, 2010 at 2:03 PM [rjn322], and that the version of Statement S appearing in the Complaint is a slightly abridged version of the actual Statement;
- j. That the post entitled “Secret AOL Knowledge” attached hereto as **Exhibit E10**, was posted at least as early as July 27, 2010 (see earliest comment) to accompany and explain the posting of the Manuals and the Breath Water Sound Manual (which latter posts are no longer available on the internet).

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[The following “Scorecard” is provided for the assistance of the Court:]

Stmt	pg	ln	Exh.	Quote	Author	
A	10	1	D8 rjn174	The truth is more disgruntled people should come out to do something about all the illegal activities that occur thru and in his organization, ranging from exploitation, to swindling, to cheating, to physical abuse, to sexual harassment and fondling, etc.	Klim (Aol-Free)	
B	10	5	D8 rjn174	Here is the man who waved off female devotees raped or beaten up by his devotees by telling them it was their fault or that they deserved it since “Violence attracts violence. Your karma.”	Klim (Aol-Free)	
C	10	8	E7 rjn246	And let us not forget that AOL course participants are told their fees go to charity, that AOL teachers work as volunteers, that SriSri [Ravi Shankar] and BhanuDidi are not the beneficiaries of the course fees!! In other words they obtained money from participants on false, deceitful declarations.	Whistleblower	
D	10	12	D3 rjn112	Unfortunately, there are even stories of male teachers raping female students or teachers, and other forms of perversion. The inner circle knew about this.	Klim (AoL-free)	
E	10	15	D3 rjn111	Many teachers, especially senior teachers take advantage of their status. Women fall for them like bees for honey, not knowing they are just being used for sex.	Klim (AoL-free)	
F	10	18	E1 rjn218	The ‘dollar a day’ program was started in the US. The money never went to that cause.	anwer@freefall	
G	10	20	D6 rjn156-57	If you are yourself a rich business man and want to launder your black money or show your competitors that oh I have a Guru then AOL is for you.	Anonymous	
H	10	22	E4 rjn229	He [Ravi Shankar] will use you until he no longer sees you as useful. If you try to leave and he is afraid you know too much about him, he will threaten you, directly, from his own mouth, and through others. You would not be the first, and will not be the last to leave and come under threat, ridicule, and be subject to lies and sick rumors.	Anonymous	

I	11	1	D7 rjn167	Many, still scarred by the AoL brain-wash are ashamed of seeking therapy. The physical damages require all sorts of medical supervision that not even doctors understand.	Klim	
J	11	4	D5 rjn147-48	There are many cases that companies, individuals give money to AOL organisation for specific projects, but the money never reaches those projects. It is then left to poor AOL teacher or volunteer to explain to the company/donors WHY THE PROJECT IS NOT COMPLETED & SAYWHERE THE MONEY WENT TO! These people are just shameless & have huge appetite for \$\$\$! AOL volunteers & members, for God's sake wake up & stop giving money to Sri Sri & his lackeys. None of this money goes toward helping any poor or disadvantaged people. ALL ends up in Sri Sri & family & Lackey's coffers.	Whistleblower	
K	11	13	E6 rjn239	This leaves us with no doubt that Sri Sri has reached an acute stage of his degenerative illness and is in urgent need of hospitalization before total collapse!	aolwhistleblower	
L	11	16	E8 rjn289	And so, some remain anonymous because of verbal and physical threats made, and others because of psychic threats made, yes, even by the precious master himself!	Anonymous	
M	11	19	D8 rjn181	And of course as one gets to know RS [Ravi Shankar] more & more one becomes more & more aware what a violent man RS is. Doing violent acts with total calm & smile on his face doesn't make those acts any less violent nor it reduces the impact on the victims. It just shows his lack of compassion & empathy & how calculated he is like a mafia boss. Behind all smiley front of AOL, the organisation is actually rife with violence (mental, emotional, spiritual). Many senior teachers are actually known as bullies & are extremely violent & foul-mouthed. Many members & teachers actually leave the organisation due to existing culture of abuse & violence in the organisation.	Whistleblower	

N	12	1	E5 rjn237	Again answer is obvious, the master is a charlatan (is a person practising quackery or some similar confidence trick in order to obtain money) in disguise.	Ronin	
O	12	4	E8	[same as I]	Anonymous	
P	12	7	D4 rjn132	The money raised for "service projects" get diverted to his personal kitty - all we see is token work.	Peaceful Warrior	
Q	12	9	E2 rjn219	From then on, I started observing closely and after many years I am fullyconvinced that AOL is front-end name for a group of fraudulent NGOs. Mylawyer tells me that what they are doing amounts to large-scale organizedfraud according to the laws of several countries. The most important'knowledge point' that AOL practices is Fake It Till You Make It. This cancerhas been introduced into many activities by SSRS [Ravi Shankar] himself.	Former AOL Patient	
R	12	15	D8 rjn193	He [Ravi Shankar] has so many enemies it could have been bc of a family or an individual he ruined, land he took, money he swindled, someone he abused.	Klim (Klim & Co.)	
S	12	18	E9 rjn322	Money from courses does not go into "service projects" it goes into RS's [Ravi Shankar's] bank account. He uses it to start up other businesses—ostensibly [it is to generate employment, but really it's about] making more money for himself. The mafia also operates this way—they fund legitimate businesses from their ill-gotten wealth. [Highlighted words were omitted from complaint]	Peaceful Warrior	

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- 1 6. That the LAOL Blog, in a sidebar which frames the main text of the Blog, links to the
 2 “Exposing the Guruholic” Blog at the following URL:
 3 <http://artoflivingfreefree.blogspot.com/2010/04/truth.html>, an illustrative page of which
 4 is attached in **Exhibit F**;
- 5 7. That the BAOL Blog, in a sidebar that frames the main text of the Blog (*see* Exhibit
 6 G1a), links to the following Blogs at the following URLs, as illustrated in the pages
 7 that are attached as **Exhibit G**:
- 8 a. **Exhibit G1** : “Sad Swami Sadhyojathah’s mean personal attacks” at
 9 <[http://www.kashikar.net/2010/08/the-truth-about-the-negative-blogs-by-](http://www.kashikar.net/2010/08/the-truth-about-the-negative-blogs-by-swami-sadhyojathah/)
 10 [swami-sadhyojathah/](http://www.kashikar.net/2010/08/the-truth-about-the-negative-blogs-by-swami-sadhyojathah/)>; and that the letter at this site was also posted at
 11 numerous other URLs, including:
 12 <http://artoflivingshimla.blogspot.com/2010/08/important-information.html>;
 13 <http://www.facebook.com/topic.php?uid=141568279206061&topic=262>;
 14 http://vinodmathur.blogspot.com/2010_08_01_archive.html;
 15 <http://amazingdivinity.blogspot.com/>;
 16 [http://dushyantsavadia.net/2010/08/truth-about-negative-blogs-on-aol-swami-](http://dushyantsavadia.net/2010/08/truth-about-negative-blogs-on-aol-swami-sadyojatha/)
 17 [sadyojatha/](http://dushyantsavadia.net/2010/08/truth-about-negative-blogs-on-aol-swami-sadyojatha/);
- 18 b. **Exhibit G2**: “Art of Living Life Stories” at
 19 <http://artoflivinglifestories.blogspot.com/>
- 20 c. And that the BAOL Blog also links to “Art of Living Free Free” at
 21 <<http://artoflivingfreefree.blogspot.com/> (see Exhibit F)
- 22 8. That the following URLs contain information about Sudarshan Kriya, copies of which
 23 are attached hereto as **Exhibit H**:
- 24 a. [http://www.ehow.com/way_5414823_sudarshan-kriya-breathing-](http://www.ehow.com/way_5414823_sudarshan-kriya-breathing-technique.html)
 25 [technique.html](http://www.ehow.com/way_5414823_sudarshan-kriya-breathing-technique.html)
- 26 b. <http://www.webanswers.com/travel/sudarshan-kriya-how-to-do-1b619a>
- 27 c. <http://hubpages.com/hub/Sudarshan-Kriya-The-Healing-Breath-Technique>
- 28 9. That at the following URL: www.aolresearch.org/published_research.html, a summary

of AOL's "scientific" research, with links to the underlying studies (summary attached) (*Exhibit I1*), and that among the studies there posted are the studies by Descilo et al (*Exhibit I2*) and by Kjellgren et al (*Exhibit I3*), at the following URLs;
http://www.aolresearch.org/pdf/Descilo_et_al_2009.pdf and
<http://www.aolresearch.org/pdf/1472-6882-7-43.pdf>; all of which are attached hereto as ***Exhibit I***

10. That the AOL student-teacher forms attached hereto as ***Exhibit J*** can be found on the internet at www.artoflivinglondon.org/SriSri_Yoga_Form_Caterham2009.pdf; en.artofliving.ch/IMG/pdf_PartI-2010-Application_form-Lausanne.pdf; and <http://artoflivinghk.wordpress.com/courses/pti/>
11. That AOL claims to have given free "Breath Water Sound" Courses to over one million people in India for free, as stated on its Michigan chapter's website at <http://www.umich.edu/~aolum/breathAndSound.htm>, a copy of which is attached hereto as ***Exhibit K***.

Dated: February 23, 2011

_____/s/_____
 Joshua Koltun
 Attorney for Defendants
 Doe/Klim and Doe/Skywalker